

**STATE OF ILLINOIS**  
**ILLINOIS COMMERCE COMMISSION**

Northern Illinois Gas Company	)	
d/b/a Nicor Gas Company	)	
	)	Docket No. 08-0363
Proposed general increase in rates, and	)	
revisions to other terms and conditions	)	
of service	)	

**MOTION FOR LEAVE TO FILE**  
**CORRECTED SUMMARY OF POSITIONS**

NOW COMES the Staff of the Illinois Commerce Commission ("Staff"), through its undersigned attorneys, and moves for leave to file its Corrected Summary of Positions *Instantly*. In support thereof, Staff states as follows:

1. Staff previously filed its Summary of Positions on January 20, 2009.
2. Subsequent to filing, Staff discovered that there were errors contained within the Summary of Positions.
3. Attached hereto is the Corrected Summary of Positions which contains the following corrections.

- a. Page 11 under **SBS Entitlement** should read:

Nicor Gas had proposed to keep the number of days of SBS entitlement at 29 days. However, since the Company's peak design day has decreased, this really means a lower share of that deliverability. Staff opposes this approach because Nicor Gas has not demonstrated why its new "operationally available" capacity-like measurement (134.6 Bcf) is more appropriate than the capacity that the Commission ordered in the last rate case. This results in an SBS entitlement of 31 days. (Staff Ex. 24.0R2, pp. 15-25) In its Reply Brief, Nicor Gas proposes to use the same formula from the past case but to replace the established capacity ~~to~~with an inventory metric of 142.37 Bcf. This results in an SBS entitlement of ~~28~~29 days. (Co. RB, p. 88)

- b. Page 11 under **SBS Charge** should read:

Nicor Gas had proposed to change SBS charge from \$.0029 per therm to \$.0042 per therm. Staff opposes this approach because Nicor Gas has not demonstrated why its new “operationally available” capacity-like measurement (134.6 Bcf) is more appropriate than the capacity that the Commission ordered in the last rate case; Staff recommends the charge to be \$.0038 per therm. (Staff Ex. 11.0R, pp. 20-24; Staff Ex. 24.0R2, pp. 15-22, 25-29) In its Reply Brief, Nicor Gas proposes to use the same formula from the past case but to replace the established capacity ~~to~~with an inventory metric of 142.37 Bcf. (Co. RB, p. 89)

- c. Page 11 under **Storage Withdrawal Constant** should read:

The Storage Withdrawal Constant (“SWC”) determines the level of storage withdrawal for a transportation customer on normal winter and critical days. Nicor Gas has proposed to change the SWC from 1.7% to 1.8%. Staff opposes this approach because Nicor Gas has not demonstrated why its new “operationally available” capacity-like measurement (134.6 Bcf) is more appropriate than the capacity that the Commission ordered in the last rate case. Staff holds that since none of the inputs have changed, the SWC should remain at 1.7%. (Staff Ex. 24.0R2, pp. 15-22) In its Reply Brief, Nicor Gas proposes to use the same formula from the past case but to replace the established capacity ~~to~~with an inventory metric of 142.37 Bcf. This results in a SWC of 1.8%. (Co. RB, p. 90)

4. No party will be prejudiced by the filing of Staff’s Corrected Summary of Positions *Instantly*.

Wherefore, Staff respectfully prays that its motion be granted, and that Staff be allowed to file its Corrected Summary of Positions *Instantly*.

Respectfully submitted,

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